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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 DAVID J. HOBBS,

9 Plaintiff,

10 v.

11 MICHAEL J. ASTRUE, Commissioner of  
Social Security,

12 Defendant.

Case No. C08-5364BHS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

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14 This matter comes before the Court on the Report and Recommendation of the  
15 Honorable Karen L. Strombom, United States Magistrate Judge. Dkt. 16. The Court having  
16 considered the Report and Recommendation, Plaintiff's failure to file objections, and the  
17 remaining record, does hereby find and order:

- 18 (1) The Court adopts the Report and Recommendation; and  
19 (2) This action is **DISMISSED with prejudice.**

20 DATED this 22<sup>nd</sup> day of April, 2009.

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24 BENJAMIN H. SETTLE  
United States District Judge

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28 ORDER